IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH, NAGPUR

Civil Application No.2812 of 2007.

IN

Writ Petition No.86 of 2007.

[Krushnarao S/o Mahadeorao Deshmukh and 2 others]
Vs.
[State of Maharashtra and others]

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders. **Court's or Judge's orders**

Shri S. Sohoni, Advocate for the petitioner.
Shri NR Borkar Advocate for Respondents No.4 & 6.
Smt. Bharti Dangre, Addl. Government Pleader for Respondents no.1 to 3 & 9.
Shri Q.W. Kashid Advocate for Respondents No. 4 to 6.

Coram: A. H. JOSHI AND
R. C. CHAVAN, JJ.
Dated : 30th AUGUST, 2007

1. The recovery of development charges from the respondents no.4 to 6, at this stage, would sanctify their purchase of Plot No.45 in disputed area in the layout. Therefore, it may not be appropriate to direct the respondents no.4 to 6 to pay development charges to the Society. All the same, since the

respondents no.4 to 6 are enjoying the possession of the property, and also developing the same, they shall deposit the development charges in the Court with minus amounts already deposited with the competent authority within a month.

2. Civil application is disposed of in the above terms.

JUDGE **JUDGE**

Sbm